

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

NO. 5:16-CV-365-FL

MICHAEL J. MORGAN,

Plaintiff,

v.

RICKY JASON SPIVEY, in his individual
and official capacities as Wake County
Sheriff's Deputy; CASEY LANE
MILLER, in his individual and official
capacities as a Wake County Sheriff's
deputy; JOSHUA KYLE LEGAN, in his
individual and official capacities as a
Wake County Sheriff's deputy; DONNIE
HARRISON, in his official capacity as
Sheriff of Wake County, North Carolina

Defendants.

ORDER

This matter comes now before the court upon defendants' motion for partial judgment on the pleadings (DE 48) and plaintiff's responsive motion to amend the complaint (DE 51). The motions have been fully briefed and are ripe for ruling.

In its discretion, the court **ALLOWS** plaintiff's motion pursuant to Rule 15, having carefully considered the issues raised in support of and in opposition to the parties' competing motions. Plaintiff shall file and served its amended complaint within 14 days. Defendants' motion for partial judgment is **DENIED** as **MOOT**.

SO ORDERED, this the 14th day of November, 2016.


LOUISE W. FLANAGAN

United States District Judge